

**RESOLUTION NO. 14-198**

**RESOLUTION AUTHORIZING THE OFFERING FOR SALE OF GENERAL  
OBLIGATION SALES TAX BONDS OF THE CITY OF WICHITA, KANSAS.**

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**WHEREAS**, the City Council (the “Governing Body”) of the City of Wichita, Kansas (the “City”), has heretofore authorized the acquisition, construction and equipping of the costs of road, highway and bridge projects in the City and related right-of-way acquisition (collectively, the “Improvements”); and

**WHEREAS**, the Governing Body has heretofore adopted Resolution No. 14-151 (the “Authorizing Resolution”) declaring it necessary and advisable to issue general obligation sales tax bonds, pursuant to K.S.A. 12-187 *et seq.*, particularly K.S.A. 12-195b (the “Act”), to finance the costs of the Improvements and related interest and financing costs; and

**WHEREAS**, the Authorizing Resolution was published in accordance with the Act and no sufficient protest petition against the issuance of the general obligation sales tax bonds was filed in accordance with the Act; and

**WHEREAS**, the City proposes to issue its general obligation sales tax bonds to permanently finance all or a portion of the costs of the Improvements and related interest and financing costs; and

**WHEREAS**, the City desires to authorize the Director of Finance and other City staff, the Law Department and Gilmore & Bell, P.C., as bond counsel (“Bond Counsel”) to proceed with the offering for sale of said general obligation sales tax bonds and related activities, including the preparation and distribution of a preliminary official statement and notice of bond sale.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, AS FOLLOWS:**

**Section 1.** The Director of Finance is hereby authorized to offer at competitive public sale the General Obligation Sales Tax Bonds, Series 2014 of the City (the “Bonds”) as more fully described in the Notice of Bond Sale, which is hereby approved in substantially the form presented to the Governing Body this date.

**Section 2.** The Preliminary Official Statement relating to the Bonds, is hereby approved in substantially the form presented to the Governing Body this date, with such changes or additions as the Mayor or Director of Finance shall deem necessary and appropriate, and such officials and other representatives of the City are hereby authorized to use such document in connection with the public sale of the Bonds.

**Section 3.** The Director of Finance, in conjunction with Bond Counsel, is hereby authorized and directed to give notice of said sale by distributing copies of the Notice of Bond Sale and Preliminary Official Statement to prospective purchasers of the Bonds. Proposals for the purchase of the Bonds shall be submitted upon the terms and conditions set forth in said Notice of Bond Sale, and shall be delivered to the Governing Body at its meeting to be held on the date of such sale, at which meeting the Governing Body shall review such bids and shall award the sale of the Bonds or reject certain or all proposals.

**Section 4.** For the purpose of enabling the purchasers of the Bonds (collectively, the “Purchaser”) to comply with the requirements of Rule 15c2-12 of the Securities Exchange Commission (the “Rule”), the Mayor and Director of Finance or appropriate officers of the City are hereby authorized to: (a) approve the form of said Preliminary Official Statement, and to execute the “Certificate Deeming Preliminary Official Statement Final” in substantially the form attached hereto as ***Exhibit A*** as approval of the Preliminary Official Statement, such officials’ signature thereon being conclusive evidence of such officials’ and the City’s approval thereof; (b) covenant to provide continuous secondary market disclosure by annually transmitting certain financial information and operating data and other information necessary to comply with the Rule to certain national repositories and the Municipal Securities Rulemaking Board, as applicable; and (c) take such other actions or execute such other documents as such officers in their reasonable judgment deem necessary; to enable the Purchaser to comply with the requirement of the Rule. The City agrees to provide to the Purchaser within seven business days of the date of the sale of Bonds or within sufficient time to accompany any confirmation that requests payment from any customer of the Purchaser, whichever is earlier, sufficient copies of the final Official Statement to enable the Purchaser to comply with the requirements of the Rule and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board.

**Section 5.** The Mayor, Director of Finance, Clerk, the City Attorney and the other officers and representatives of the City and Bond Counsel are hereby authorized and directed to take such other action as may be necessary to carry out the sale of the Bonds, including selecting certain other qualified professional firms necessary to complete the issuance of the Bonds.

**Section 6.** This Resolution shall be in full force and effect from and after its adoption.

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**ADOPTED** by the City Council of the City of Wichita, Kansas, on July 15, 2014.

(SEAL)

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Carl Brewer, Mayor

ATTEST:

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Karen Sublett, City Clerk

APPROVED AS TO FORM:

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Gary E. Rebenstorf, Director of Law